

Immunex Corporation
Amendment B
2826-A

above amendment nonelected claims 5-11 and 24-28 are canceled, claim 2 is amended and further discussed below. claims 3 and 4 are amended to remove the dependency from claim 1 and claim 19 is amended to incorporate the expression vector of claim 15. Claims remaining are claims 2-4, 13-15, 17-19, and 21-23.

Claims 2, 13, 17 and 21 remain rejected under 35 USC §112, first paragraph. In order to speed allowance of the claims pending in this application, applicant has amended claim 2 to recite the algorithm used to determine percent identity. Since claims 13, 17 and 21 depend from claim 2 and claim 2 is now allowable, these claims are now in condition for allowance. Applicant respectfully requests a notice to that effect.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted via facsimile (703) 308-0294 to the US Patent and Trademark Office on the date indicated below.

Date: September 28, 1998 Signed: Camille Edwards